GEORGIA WORKERS' COMPENSATION REFE RENCE SHEET

C.S.S
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ATTORNEYS AT LAW

Request Suspension from Board (WC-14)

- Intervening accident
- Change in condition
  (other than full duty work release/statutory change in condition under O.C.G.A. § 34-9-104)
- Refusal to provide medical release
- Voluntary removal from work force

Failure to:

- Cooperate with medical treatment
- Cooperate with rehabilitation
- Attend IME

AWW Calculations

Use the 13 weeks of gross wages immediately prior to the date of accident, and if the claimant has not worked 13 weeks, use the wages of a similarly situated employee. If there is no similarly situated employee, must use full-time weekly wage. O.C.G.A. § 34-9-260

Incarceration

Automatic suspension after CONVICTION, must give 10 days notice and file WC-2

Date of Accident	TTD/PPD	TPD
7/1/2013 – 6/30/2015	$525	$350
7/1/2015 – 6/30/2016	$550	$367
7/1/2016 – 6/30/2019	$575	$383
7/1/2019 – 6/30/2022	$675	$450
7/1/2022 – 06/30/2023	$725	$483
7 /1/2023-	$800	$533

Max. Weeks for PPD (100% Disability)

Arm	Hand	Thumb	Index finger	Middle finger	Loss of Hearing (Trauma) One ear	Loss of Hearing (Trauma) Both ears
225	160	60	40	35	75	150

Ring finger	Little finger	Leg	Foot	Great toe	Other toes	Vision in one eye	Whole Body
30	25	225	135	30	20	150	300

Suspension of Benefits

Method	Board Form	Requirements
(1) Actual Return to Work	WC-2	No 10-day notice required
(2) RTW at Reduced Pay	WC-2	Automatic suspension and convert to TPD
(3) Regular Duty Release by ATP	WC-2 w/ ATP report	Give 10-day notice before suspension
(4) End of Job-related Aggravation of Pre-existing Condition	WC-2w/ ATP report	Only compensable so long as it is "the cause of disability." O.C.G.A. § 34-9-1(4); Give 10-day notice before suspension
(5) Light Duty Release by ATP	Convert WC-2, File and Serve WC-104 w/ ATP report within 60 days of light-duty release	Convert to TPD benefits if claimant remains at light-duty for 52 consecutive or 78 aggregate weeks
(6) Job Description Approved by ATP	WC-240 w/ job description	Send proposed job description to claimant and ATP at the same time. Must be filed within 60 days of approved job description and provide 10 days to report. Suspend benefits on date claimant returns, but if attempt is for at least 8 hours or 1 full workday (whichever is greater), and claimant remains on job less than 15 days, must reinstate benefits and request hearing to suspend

MEDICAL BENEFITS

Injuries occurring on or before **June 30, 2013**		Non-catastrophic injuries occurring on or after **July 1, 2013**	
No time limit on reasonably necessary treatment, and medical runs the life of the claim		400-week cap on medical treatment reasonably required and likely to effect a cure, give relief, or restore employee to suitable employment, except for durable medical goods and prosthetic devices.	
All bills must be paid/controverted within 30 days	A 10% penalty is added if paid between 31 days and 60 days	A 20% penalty is added if paid between 61 days to 90 days	Additional 12% per annum if paid after 90 days

Independent Medical Exams

1.Claimant must submit to IME's "at reasonable time and place."
2.Claimant must be given 10-day notice and advance travel expenses.
3.Claimant has a right to one IME but it must take place within 120 days of receipt of any income benefits
4.Must be in GA or within 50 miles of residence.

Important Time Periods

Notice	30 Days
Notify SBWC with WC1	10 Days of notice of injury (must be filed on all claims including Med-Only claims)
Waiting Period	7 Calendar Days
Initial Payment Due	21 Days
Notice to Controvert Initial Payment	21 Days
PPD	1. Obtain Rating: within 30 days of entitlement 2. Pay PPD Benefits: 21 days after knowledge of rating
Time to Controvert after Payments	1. Due Dates after First Benefits: 60 days 2. Newly Discovered Evidence: Anytime
Notify SBWC of Counsel	21 Days of issuance of Hearing Notice
Respond to Motion	15 Days from Certificate of Service
Respond to Request for Change in Physician	15 Days from Certificate of Service
Appeal to Appellate Division or Pay Award	20 Days
Appeal to Superior Court	20 Days
Application to Court of Appeals	30 Days
Toll SITF Claim Thresholds: 104 weeks of income benefits and $7500 in medical	Within 78 calendar weeks of injury or before payment of equivalent to 78 weeks of benefits (whichever is greater) Date of injury cannot be later than June 30, 2006
Initial Claim (Statute of Limitations)	Must be filed within 1 year from date of injury or last remedial medical treatment
Change in Condition Claim (Statute of Limitations)	2 years from date of last payment of TTD or TPD
Claim for PPD (Statute of Limitations)	4 years from date of last payment of TTD or TPD

Request for Medical Reimbursement	Mileage Reimbursement
Medical expenses (including mileage) must be made withing 1 year of service	Mileage is reimbursed at the rate of $0.45 per mile and must be paid within 15 days of receipt

Penalties

Income Benefits
With Award: 20%
No Award: 15%

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